

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION**

DEENA WASHINGTON,

Plaintiff,

vs.

UNITED PARCEL SERVICE, INC.,

Defendant.

No. CV 20-77-H-SEH

ORDER

On February 17, 2021, the Court ordered Plaintiff's counsel to appear and show cause why the case should not be dismissed for failure serve Defendant with process.¹

On February 26, 2021, Plaintiff was granted until March 12, 2021, in which to effect service.² Service was made on March 3, 2021.³

Defendant requested and was granted additional time "in which to serve its

¹ See Doc. 3.

² See Doc. 4.

³ See Doc. 5.

response to Plaintiff's Complaint.”⁴

Defendant's Motion to Dismiss Pursuant to FRCP 4(m) & 12(b)(5) was filed on March 29, 2021.⁵

By order of March 30, 2021,⁶ the Court ordered an expedited hearing on Defendant's March 29, 2021, motion.

Responsibilities of the Court include administration of justice in a manner that will yield full and fair disposition of issues presented.

The Court may, in its discretion, grant additional time to complete service.⁷ It has done so.

No useful purpose would be served by further delay in address and resolution of Defendant's pending motion.⁸

ORDERED:

1. Defendant's Motion to Dismiss Pursuant to FRCP 4(m) & 12(b)(5)⁹ is DENIED.

⁴ See Doc. 8 at 2.

⁵ See Doc. 11.

⁶ See Doc. 14.

⁷ *Mann v. American Airlines*, 324 F.3d 1088, 1090-91 (9th Cir. 2003); *In re Sheehan*, 253 F.3d 507, 512-13 (9th Cir. 2001).

⁸ Doc. 11.

⁹ Doc. 5.

2. Defendant shall file an answer to the Complaint on or before **April 23, 2021**.

DATED this 9th day of April, 2021.


SAM E. HADDON
United States District Judge